

Entered - 06/22/00 - sb
CL 00L0392 - GWENDOLYN BURNS

00-*R*-1809

CLAIM OF: GEORGIA POWER
ATTN: David Wood
96 Annex
Atlanta, Georgia 30396

For property damages alleged to have been sustained when a sanitation vehicle pulled down electrical wires on April 7, 2000 at 176 Ottley Drive, NE

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION
COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **Georgia Power** the sum of **\$593.41** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for property damages alleged to have been sustained when a sanitation vehicle pulled down electric wires on April 7, 2000 at 176 Ottley Drive, NE as is more particularly set forth in the within claim; said sum taken from and charged to account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD
CITY ATTORNEY

BY: 
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0392

Date: November 2, 2000

Claimant /Victim GEORGIA POWER COMPANY
BY: (Atty) (Ins. Co.) _____
Address: 96 Annex, Atlanta, Georgia 30396
Subrogation: _____ Claim for Property damage \$ 593.41 Bodily Injury \$ _____
Date of Notice: 6/20/00 Method: Written, Proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 _____ X Ante Litem (6 Mo.) X
Date of Occurrence 4/7/00 Place: 176 Ottley Drive, NE
Department PUBLIC WORKS Division Solid Waste Services
Employee involved Linda Blackmon Disciplinary Action: None

NATURE OF CLAIM: Claimant sustained property damage when overhead cables were pulled down by a city sanitation truck during its dumping process.

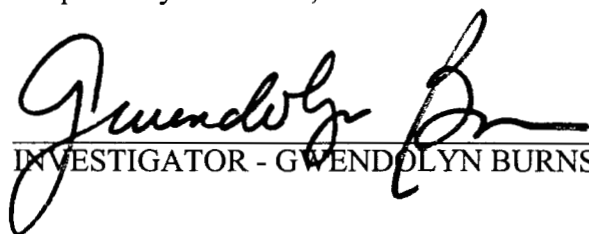
INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____
Pictures _____ Diagrams _____ Reports: Police _____ Dept Report X Other X
Traffic citations issued: City Driver _____ Claimant Driver _____
Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable X
City not involved _____ Offer rejected _____ Compromise settlement _____
Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____
Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ 593.41 Adverse _____ Account charged: 1A01 X 2J01 _____ 2H01 _____
Claims Manager:  Concur/date 11-02-00
Committee Action _____ Council Action _____

PAST DUE

GP

Georgia Power Company
96 Annex, Atlanta, Ga. 30396

Invoice Number

0000-009714-872-00100-002203

Billing Date

06-14-00

Payment Due Date

UPON RECEIPT

Amount Due

593.41

CITY OF ATLANTA

DEPT OF LAW

68 MITCHELL ST SW, #4100

ATLANTA

GA 30335-0332

ENTERED - 6-22-00 - SB

00L0392 - GWEN BURNS

Office	Item	
Month	Day	Year

Amount Paid

When paying by mail, please return this portion.

Invoice Number

0000-009714-872-00100-002203

BILLED AMOUNT

Amount

593 41

TOTAL AMOUNT PAST DUE

593 41

PAST DUE

For Information, Please Call

404-506-6285

PLEASE DISREGARD PAST
DUE AMOUNT IF PAID

CITY OF ATLANTA

68 MITCHELL ST SW, #4100

PAST DUE

Location of Service

176 OTTLEY DR NE

GEORGIA POWER

A SOUTHERN COMPANY

Description of Sale or Service

COST TO REPAIR OVERHEAD CABLE
DAMAGED BY CITY DUMP TRUCK WITH BED UP
LINDA BLACKMON, DRIVER
QUESTIONS, DAVID WOOD
INCIDENT DATE: 04-07-00

GENERAL RELEASE AND INDEMNIFICATION

CLAIM NUMBER 00L0392

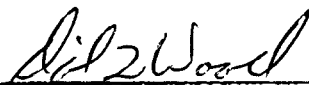
\$ 593.41

IN CONSIDERATION of the sum of FIVE HUNDRED AND NINETY-THREE AND 41/100
DOLLARS, to be paid by the CITY OF ATLANTA, the future receipt of which is hereby acknowledged,
I do hereby, for myself, my heirs, executors, administrators, and assigns, release and forever discharge said City,
its officers and employees, from any and all claims, demands, actions, causes of action, suits, damages, loss and
expenses, of whatsoever kind or nature for or on account of anything that has heretofore occurred, and particularly
for or on account of property damage sustained when a sanitation vehicle pulled down electrical wires
which occurred on or about the 7th day of April, 2000,
at or near 176 Otley Driver, NE

It is further understood and agreed that the payment of the above named sum is not to be considered as an
admission on the part of the City, its officers, agents, servants or employees, of any liability whatsoever and the
undersigned further covenants and agrees to indemnify and hold harmless the City of Atlanta, its officers, agents,
servants and employees, from any and all claims, damages or costs which the said City of Atlanta, its officers,
agents, servants and employees, may be called upon to make as a result of the event hereinbefore referred to.

And I now state that the only consideration for my signing this release and indemnification is the payment
of the sum stated above; that no other promise or agreement of any kind or nature has been made to or with me by
said City or its agents to cause me to sign this release, and that I fully understand the meaning and intent of this
instrument.

WITNESS my hand and seal this 30 day of October, 2000

 (LS)
GEORGIA POWER

The above release was read and explained to, and signed by the said _____

_____ in our presence on the date above written.


WITNESSES

00- ^R -1809